



Express Mail No.: EL 501 633 396 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: GATELY et al.

Application No.: 09/401,839

Group Art Unit: 1646

Filed: September 22, 1999

Examiner: Mertz, P.

For: PURIFICATION AND
CHARACTERIZATION OF
CYTOTOXIC LYMPHOCYTE
MATURATION FACTOR AND
MONOCLONAL ANTIBODIES
THERE TO

Attorney Docket No.: 1803-247

B/11
P.D.
8/11/00



RESPONSE TO OFFICE ACTION AND AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action, dated January 24, 2000, please consider the following remarks. In addition, please enter the amendments introducing appropriate sequence identifiers into the application and claims.

This Amendment is accompanied by: 1) a copy of the pending claims (attached as Exhibit A); 2) a Request Under 37 C.F.R. §§ 1.607 and 1.608(a) for Interference With a Patent;^{1/} 3) Second Declaration of Thomas E. Friebe Under 37 C.F.R. § 1.608(a); 4) Second Declaration of Dr. David H. Presky;^{2/} 5) a Petition for a three month extension of time; 6) an Information Disclosure Statement, accompanied by references and a revised PTO

^{1/} Applicants note that the Request submitted herewith is the second Request Under 37 C.F.R. §§ 1.607 and 1.608(a) for Interference With a Patent that has been filed in connection with the instant application, the first having been filed on September 22, 1999. Applicants expressly withdraw the September 22, 1999 Request Under 37 C.F.R. §§ 1.607 and 1.608(a) for Interference With a Patent in favor of the one being filed herewith.

^{2/} Applicants expressly withdraw the Declaration of Dr. David H. Presky filed September 22, 1999.